



1615

PATENT  
Attorney Docket 054160-5060-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Tsuneji SUZUKI *et al.* ) Group Art Unit: 1615  
)  
Application No. 10/049,666 ) Examiner: Amy E. Pulliam  
)  
Filed: February 15, 2002 )  
)  
For: Pharmaceutical Agent Comprising )  
a Benzamide Derivative as Active )  
Ingredient )

RECEIVED  
SEP 25 2003  
TECH CENTER 1600/2900

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

TRANSMITTAL FORM

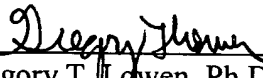
- Transmitted herewith is an Amendment and Response to Office Action in response to the non-Final Office Action dated June 25, 2003 (Paper No. 7).
- Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply. Applicants do not believe an extension of time is required with the filing of this paper. If Applicants have inadvertently overlooked the need for an extension of time, please consider this a Petition therefor.
- Additional Papers Filed:
- Fee Calculation (37 C.F.R. § 1.16):

CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	7	minus	22	0	\$18 each=	0.00
Independent Claims	1	minus	3	0	\$84 each=	0.00
First presentation of Multiple dependent claim					\$280.00	0.00
Sub-total =						0.00
Reduction by ½ for filing by a small entity						0.00
Total Fee =						\$00.00

5. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. § 1.136(a)(3).

Dated: **September 22, 2003**  
Morgan, Lewis & Bockius LLP  
Customer No. **09629**  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
Tel: 202-739-3000  
Fax: 202-739-3001

Respectfully submitted  
**Morgan, Lewis & Bockius LLP**

  
\_\_\_\_\_  
Gregory T. Lowen, Ph.D.  
Registration No. 46,882  
Tel: 202-739-5915